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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TIMOTHY ANTHONY,

Defendant.

Case No. 2:20-CR-00092-RFB-BNW

**STIPULATION/AGREED MOTION TO  
CONTINUE RULE 16 DEADLINE SET  
BY COURT**

IT IS HEREBY STIPULATED and AGREED by and between the United States of America, by and through Melanee Smith, Assistant United States Attorney, and defendant TIMOTHY ANTHONY, by and through is counsel, Todd Leventhal, Esq. to respectfully request that the Court order that the parties shall have to and including August 19, 2020, to comply with Federal Rule of Criminal Procedure 16 disclosure.

This stipulation is entered into for the following reasons:

1. The United States has substantially complied with the Court's order to provide Rule 16 discovery to defense by Friday, July 31, 2020. See ECF No. 20.

2. The government has additional discovery in its possession, that is voluminous in nature, which in order to provide a copy to defense, requires transfer to an external hard drive. The United States was provided with an external hard drive by defendant on Monday,

1 August 3, 2020. The government therefore needs additional time to transfer the remaining  
2 discovery to that external hard drive in order to turn those materials over to the defense.

3 3. The parties therefore stipulate and agree to, and respectfully request a short  
4 extension of the Court's imposed deadline to August 19, 2020 for the disclosure of Rule 16  
5 discovery.

6 4. A denial of this request for additional time to comply could result in a miscarriage  
7 of justice.

8 Dated: August 5, 2020.

9  
10 NICHOLAS A. TRUTANICH  
United States Attorney

11 */s/ Todd Leventhal*  
By \_\_\_\_\_  
12 TODD LEVENTHAL  
Counsel for Timothy Anthony

13 */s/ Melanee Smith*  
By \_\_\_\_\_  
14 MELANEE SMITH  
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 vs.

6 TIMOTHY ANTHONY,

7 Defendant.

Case No.: 2:20-CR-00092-RFB-VCF

ORDER

8 IT IS THEREFORE ORDERED that the parties' disclosure under Federal Rule of  
9 Criminal Procedure 16 shall be made by August 19, 2020.

10 DATED this 10th of August, 2020.

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13 HONORABLE RICHARD F. BOULWARE  
14 United States District Judge